

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

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DEUTSCHE BANK NATIONAL TRUST  
COMPANY,

Case No. 2:14-cv-001131-APG-VCF

Plaintiff,

## **ORDER FINDING ORDER TO SHOW CAUSE SATISFIED**

V.

SFR INVESTMENTS POOL 1, LLC, *et al.*,

## Defendants.

11        This action was filed in this court on the basis of diversity jurisdiction. ECF No. 1 at 2.  
12      Based on plaintiff Deutsche’s failure to address the citizenship of defendant SFR’s members in the  
13      complaint, I entered an order to show cause why this action should not be dismissed. *See Johnson*  
14      *v. Columbia Properties Anchorage, LP*, 437 F.3d 894, 899 (9th Cir. 2006) (stating that “an LLC is  
15      a citizen of every state of which its owners/members are citizens”).

16 The parties' responses adequately establish the court had diversity jurisdiction at the time  
17 the original complaint was filed because Deutsche and SFR are diverse. ECF Nos. 56, 58. The  
18 parties' responses also establish the court had diversity and federal question jurisdiction when the  
19 amended complaint was filed because Deutsche is diverse from SFR and Pearl Cove III  
20 Homeowners Association and a federal claim is stated on the face of the complaint. ECF No. 18  
21 (seeking a declaration that Nevada Revised Statutes Chapter 116 violates the Fifth Amendment to  
22 the United States Constitution). Because the court had federal question jurisdiction before SFR  
23 filed its counterclaim bringing in as plaintiffs Martha Massango and Apande Nelson Ejelle, I need  
24 not consider whether these two parties' addition to the case would destroy diversity jurisdiction.  
25 See 28 U.S.C. § 1337(b).

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1 IT IS THEREFORE ORDERED that the order to show cause (ECF No. 54) is deemed  
2 satisfied and this action will not be dismissed for lack of subject matter jurisdiction.

3 DATED THIS 19<sup>th</sup> day of May, 2016.

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5 ANDREW P. GORDON  
6 UNITED STATES DISTRICT JUDGE  
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